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Minutes from the City Council Meeting on Tuesday October 18, 2022, at 6:57 pm in the Auditorium are as follows:

Laflamme, Frank N., President	At-Large Councilor	Present
Roy, Gerard (Jerry) A.	At-Large Councilor	Present
Tillotson, James K.	At-Large Councilor	Present
Zygarowski, Robert J.	At-Large Councilor	Present
McAuliffe, Joel D.	Ward 1 Councilor	Present via Zoom
Brooks, Shane D.	Ward 2 Councilor	Present via Zoom
Lopez, Delmarina	Ward 3 Councilor	Present
Balakier, George A.	Ward 4 Councilor	Present
Krampits, Fred T.	Ward 5 Councilor	Present
Dobosz, Derek Gregory	Ward 6 Councilor	Present
Courchesne, William C.	Ward 7 Councilor	Present via Zoom
Labrie, Gary R.	Ward 8 Councilor	Present via Zoom
Pniak-Costello, Mary Elizabeth	Ward 9 Councilor	Present

Public Input—Tom Estabrook, 55 Roberts Pond Lane, couple issues with the fire hydrant at the end of Roberts Pond Lane. Fire hydrant is tilted. Spouts are 2" off the ground. There are sink holes in the street. Called the DPW in 2020 and 2021 with no response. Reached out to the head of the DPW two weeks ago with no response at all. Standard hydrants should be 18" off the ground. Should be tested every 5 years. Concern is there is a problem with the hydrant. Wife called the Mayors office referred to the Fire Department, the Fire Department sent to the DPW. Just being sent around.

--Motion made by Councilor Tillotson to return to the regular order of business after public input. Motion passed through all stages by a unanimous roll call vote.

--Motion made by Councilor McAuliffe to accept the minutes of 10/4/22 and 10/12/22. Motion passed by a unanimous roll call vote.

MO-1 Mayor's appropriation of Thirty-eight thousand three hundred twenty-two and 17/100 dollars (\$38,322.17) to the following named account: Human Resources Special Account for Indemnifications of Police & Fire from available funds in the Stabilization Fund.

--Motion made by Councilor Dobosz to receive and pass. Councilor Dobosz stated standard funding. Motion passed through all stages by a unanimous roll call vote.

MO-2 Mayor's appropriation of Twenty-five thousand five hundred thirty-five and 19/100 dollars (\$25,535.19) to the following named account: City Clerk Special Account for Election Salaries from available funds in the Stabilization fund.

--Motion made by Councilor McAuliffe to receive and pass. Councilor McAuliffe stated for election funding, expanded voting options. Motion passed through all stages by a unanimous roll call vote.

- MO-3 Ordered that the City Council accept the FY22 Edward Byrne Memorial Justice Assistance Grant in the amount of Twenty-nine thousand seven hundred seventeen and 00/100 dollars (\$29,717.00) to the Chicopee Police Department. Said grant is accepted in accordance with M.G.L. Chapter 44 Section 53A.
- Motion made by Councilor Pniak-Costello to receive and pass. Councilor Pniak-Costello stated grant, will be used to purchase an electronic board in front of the police department. Motion passed through all stages by a unanimous roll call vote.
- MO-4 Mayor's appropriation of Twenty-nine thousand seven hundred seventeen and 00/100 dollars (\$29,717.00) to the following named account: Police Expense Account for Departmental Equipment from available funds in the Stabilization Fund.
- Motion made by Councilor Krampits to receive and pass. Councilor Krampits stated tied to the previous order, accepted the grant, now to expend the money. Motion passed through all stages by a unanimous roll call vote.
- MO-5 Ordered that the City Council accept the donations in the amount of Five thousand one hundred eight and 00/100 dollars (\$5,108.00) to the Chicopee Senior Center. Said donations are for senior meals for the month of September, 2022 and they are accepted in accordance with M.G.L. Chapter 44 Section 53A.
- Motion made by Councilor Roy to receive and pass with a 2<sup>nd</sup> by Councilor Zygarowski. Councilor Roy stated donations for senior meals. Motion passed through all stages by a roll call vote of 11 yes, 2 abstained. Councilors Laflamme and Pniak-Costello abstained.
- MO-6 Ordered that the City Council accept the attached list of donations in the amount of Three hundred ninety and 00/100 dollars (\$390.00) to the Chicopee Council on Aging. Said donations are for the Rivermills Reminder Newsletter and they are accepted in accordance with M.G.L. Chapter 44 Section 53A.
- Motion made by Councilor Labrie to receive, pass and the donations accepted with a 2<sup>nd</sup> by Councilor Zygarowski. Councilor Labrie stated the donations are much appreciated. Councilor Pniak-Costello stated she abstained because she is one of the donors. Motion passed through all stages by a roll call vote of 11 yes, 2 abstained. Councilors Laflamme and Pniak-Costello abstained.
- MO-7 Ordered that the City Council accept the attached list of donations in the amount of Nine hundred seventy-two and 20/100 dollars (\$972.20) to the Chicopee Council on Aging. Said donations are for Senior Programming and are accepted in accordance with M.G.L. Chapter 44 Section 53A.
- Motion made by Councilor Tillotson to receive and pass with a 2<sup>nd</sup> by Councilor Zygarowski. Councilor Tillotson stated great that people are donating to the senior center. Glad to have people out there donating. Motion passed through all stages by a roll call vote of 11 yes, 2 abstained. Councilors Laflamme and Pniak-Costello abstained.
- 8 A favorable Human Resources Committee report: Mayoral appointment of Hugo M. Destapado as a member of the Parks and Recreation Commission to serve as a member for the term of 5 years on the first of May 2027.

--Motion made by Councilor Tillotson to receive and approve. Motion made by Councilor Tillotson to amend the committee report to read 2027. Motion to amend the committee report passed by a unanimous roll call vote. Councilor Tillotson stated outstanding candidate. Making a contribution. Motion to approve passed by a unanimous roll call vote.

--Motion made by Councilor Lopez to take item #11 out of order. Motion passed by a unanimous roll call vote.

11 A favorable Ordinance Committee report: Chapter 7 Ordinance Revisions

--Motion made by Councilor Tillotson to include, approve HR group 2 P, 2<sup>nd</sup> and final reading, enrolled and ordained. Motion made by Councilor Tillotson to amend, Group 1 strike, B, C, D, & E and strike the bottom paragraph. (effective 1/24/22). Councilor Tillotson stated striking part that is still in Ordinance Committee. Motion made by Councilor Lopez to allow Samantha from HR to speak. Motion passed by a unanimous roll call vote. Samantha stated acquired a senior generalist from another municipality, need the ordinance effective tonight. Councilor Priak-Costello thanked Councilor Tillotson for making sure this is examined. Motion to amend passed through all stages by a unanimous roll call vote. Motion to pass passed through all stages by a unanimous roll call vote.

9 A favorable Ordinance Committee report: Be it ordained that the Chicopee City Council does hereby amend Chapter 34, Section 1 as follows:

Delete Chapter 34, Section 1: Composition

The Fire Department of the City of Chicopee shall consist of One Fire Chief, Five Deputy Chiefs to be designated First, Second, Third, Fourth and Fifth Deputy Chiefs, respectively, 14 Captains, 24 Lieutenants, 105 Firefighters, One Administrative Assistant, One Principal Clerk, One Senior Clerk, One Fire Tech/Foreman.

And Replace therewith Chapter 34, Section 1: Composition

The Fire Department of the City of Chicopee shall consist of One Fire Chief, Five Deputy Chiefs to be designated First, Second, Third, Fourth and Fifth Deputy Chiefs, respectively, 15 Captains, 24 Lieutenants, 105 Firefighters, One Manager of Administrative Operations, One Principal Clerk, One Senior Clerk, One Motor Equipment Repairman.

--Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Motion made by Councilor Tillotson to amend the committee report to read respectively. Motion to amend passed through all stages by a unanimous roll call vote. Councilor Tillotson stated just a wording change. Motion passed through all stages by a unanimous roll call vote.

10 A favorable Ordinance Committee report: Be it Ordained that the City Council hereby amend Code Section 77-1A Personnel by deleting "17 Sergeants" and inserting "19 Sergeants" and deleting "and Special Officers as may from time to time be appointed."

Section 77-1 Personnel;

- A. The Police Department of the City of Chicopee shall consist of one Chief, five Captains, seven Lieutenants, 19 Sergeants, not more than 120 patrolmen, and such number of reserve patrolman as prescribed by Chapter 314 of the Acts of 1986 (MGL c. 147, sections 11 and 12).

--Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Tillotson stated the word ordained wasn't in the original. Now formally an ordinance. Motion passed through all stages by a unanimous roll call vote.

- 12 A favorable Ordinance Committee report: Be it Ordained by the City Council that the Code of the City of Chicopee for the year 1991, as amended, be and is hereby further amended as follows:

§275-29 Property maintenance

Add-and authorized enforcing persons

Delete "up to \$50 per day"

And insert in place thereof \$75 for the first day and \$100 each consecutive day

--Motion made by Councilor Tillotson to receive and defeat. Councilor Courchesne stated discovered that there is a health department ordinance in the wrong place. Should be under health. Councilor Dobosz thanked Councilor Courchesne for his work on problem properties. Motion to defeat passed through all stages by a unanimous roll call vote.

- 13 A favorable Ordinance Committee report: Be it Ordained by the City Council that the Code of the City of Chicopee for year 1991, as amended, be and is hereby further amended as follows:

Chapter 132-6 B Processing citations; response by violator; objections to validity of citation; penalties for nonpayment. Delete \$10 and insert in Place Thereof \$40.

--Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Courchesne stated cost more than \$10 to process these. Cover the cost to process these. Motion passed through all stages by a unanimous roll call vote.

- 14 A favorable Ordinance Committee report: Be it Ordained by the City Council that the Code of the City of Chicopee for the year 1991, as amended, be and is hereby further amended as follows:

Chapter 132-9 A Schedule of Fines

Delete "and for each day the condition is not remediated."

And insert in place thereof

"\$50 for the second consecutive day and \$100 for the third and subsequent days the condition is not remediated.

--Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading enrolled and ordained. Councilor Courchesne stated to help problem properties. There is no incentive to follow the rules right now. Attempt to clean up problem properties. Motion passed through all stages by a unanimous roll call vote.

- 15 A favorable Ordinance Committee report: A proposed Ordinance striking from Chapter 260 Bus Stops, Bus Stop 6444, Chicopee/Baptist – 996 Chicopee Street.
- Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Courchesne stated moving a bus stop. Motion passed through all stages by a unanimous roll call vote.
- 16 A favorable Ordinance Committee report: A proposed Ordinance adding to Chapter 260 Bus Stops, Bus Stop 6444, Chicopee/Baptist – 957 Chicopee Street.
- Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Courchesne stated moving a bus stop. Motion passed through all stages by a unanimous roll call vote.
- 17 A favorable Ordinance Committee report: A proposed Ordinance striking from Chapter 260 One-Way Streets, Front Street, Travelling west-From Springfield Street to Depot Street, One-Way Street.
- Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Tillotson stated to accommodate new supermarket. Councilor Brooks stated looked at this, it was prematurely activated. Now we can open up the road. Motion passed through all stages by a unanimous roll call vote.
- 18 A favorable Ordinance Committee report: A proposed Ordinance adding to Chapter 260 One-Way Streets, Front Street, Travelling west-From Springfield Street to Cabot Street, One-Way Street.
- Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Brooks stated eliminating one way portion on Front Street. Motion passed through all stages by a unanimous roll call vote.
- 19 A favorable Ordinance Committee report: A proposed Ordinance adding to Chapter 260 One-Way Streets, Front Street, Travelling west-From Perkins Street to Depot Street, One-Way Street.
- Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Brooks stated third of the orders to help Front Street. Motion passed through all stages by a unanimous roll call vote.
- 20 A favorable Ordinance Committee report: A proposed Ordinance adding to Chapter 260 Isolated Stop Signs and Signal Lights, Newbury Street, At the intersection of Springfield Street, Solar Lighted Isolated Stop Sign.
- Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Roy stated troublesome intersection, numerous accidents. Trying to eliminate the problem. Councilor Balakier stated aware of the situation, hopefully this will help. Councilor Brooks stated shared problem between ward 4 & 2, gentleman has had several accidents at his property. Hopefully be able to enjoy quality of life now. Motion passed through all stages by a unanimous roll call vote.
- 21 A favorable Ordinance Committee report: A proposed Ordinance adding to Chapter 260-34 D Obstructing Traffic, New Ludlow Road, Gas station and convenience store at the corner of Memorial Drive and New Ludlow Road, Do Not Block the Box.

--Motion made by Councilor Tillotson to receive and defeat. Councilor Pniak-Costello stated the city engineer said not safe. Motion to defeat passed through all stages by a unanimous roll call vote.

- 22 A favorable Ordinance Committee report: A proposed ordinance adding to Chapter 260 Parking Regulations, Edmund Street, South Side – From St. James Avenue to CEL pole #2, Parking Prohibited Here to Corner With Arrow.

--Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Krampits stated constituent request. More room to maneuver. Motion passed through all stages by a unanimous roll call vote.

- 23 A favorable Ordinance Committee report: A proposed ordinance adding to Chapter 260, Parking Regulations, Narragansett Blvd., Even and odd sides 25 feet to the intersection of Chicopee Street, Parking Prohibited.

--Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Motion made by Councilor Courchesne to amend to read 25'. Motion to amend passed through all stages by a unanimous roll call vote. Councilor Courchesne stated tight street lot of busses, would take from peoples parking if we did 55'. Motion passed through all stages by a unanimous roll call vote.

- 24 A favorable Ordinance Committee report: A proposed ordinance adding to Chapter 260-55, Tow Zone, Thomas Street, From the left and right property lines of 25 Thomas Street, Tow Zone.

--Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Courchesne stated make sure the ambulance has access. Motion passed through all stages by a unanimous roll call vote.

- 25 A favorable Ordinance Committee report: A proposed ordinance adding to Chapter 260 Right Turn on Red, 260-72, Hampden Street, North – At intersection of Center Street, Right Turns on Red.

--Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Zygarowski stated a result of the crossing guards having a hard time with cars. Motion passed through all stages by a unanimous roll call vote.

- 26 A favorable Ordinance Committee report: A proposed Ordinance adding to Chapter 260 Handicap Parking, 22 Plante Circle, Handicap Parking.

--Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Brooks stated cleaning up the area a bit. Motion passed through all stages by a unanimous roll call vote.

- 27 A favorable Ordinance Committee report: A proposed ordinance adding to Chapter 260 Handicap Parking, 61 Eastern Drive, Handicap Parking.

--Motion made by Councilor Tillotson to receive and denied. Councilor Lopez stated are on private property, wrong information. Chicopee village, hard to get handicap parking. City has it's hands tied. Motion to deny passed through all stages by a unanimous roll call vote.

- 28 A favorable Ordinance Committee report: A proposed ordinance adding to Chapter 260 Handicap Parking, 119 Eastern Drive, Handicap Parking.
- Motion made by Councilor Tillotson to receive and denied. Councilor Lopez stated same course. Motion to deny passed through all stages by a unanimous roll call vote.
- 29 A favorable Ordinance Committee report: A proposed Ordinance adding to Chapter 260-34 D Obstructing Traffic, New Ludlow Road, At the intersection of Dollar General shopping center, Do Not Block the Box.
- Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Pniak-Costello stated request by resident. Engineer looked at this and recommended to approve. Motion passed through all stages by a unanimous roll call vote.
- 30 A favorable Ordinance Committee report: A proposed Ordinance adding to Chapter 260 Parking Regulations, Myrtle Street, In front of 14 Myrtle Street, Parking Prohibited.
- Motion made by Councilor Tillotson to receive, 2<sup>nd</sup> and final reading, enrolled and ordained. Councilor Balakier stated constituent parking situation, need help. Motion passed through all stages by a unanimous roll call vote.
- 31 Be it ordered that Senator Lesser and Representative Wagner present their view of the State of the State and issues important to the City of Chicopee at the November 10, 2022, City Council Meeting.
- Motion made by Councilor Roy to withdraw. Motion made by Councilor Lopez to allow Councilor Laflamme to speak. Motion passed by a unanimous roll call vote. Councilor Laflamme stated Senator Lesser and Representative Wagner are leaving their posts. Couldn't get them together, would like them at one meeting. Motion to withdraw passed by a roll call vote of 12 yes, 1 abstained, Councilor Laflamme abstained.
- 32 Be it ordered that the DPW install a lighted pedestrian sign at the crosswalk at 400 Britton Street, Fairhaven supportive housing.
- Motion made by Councilor Pniak-Costello to send to DPW for implementation. Councilor Pniak-Costello stated needed by the elderly housing complex. Councilor Zygarowski stated did it at Broadway and Cochran, lighted crosswalk. Just send to DPW. Motion passed by a unanimous roll call vote.
- 33 An application for a NEW Special Permit under Section 275-61 C 3 of the Municipal Zoning Ordinance for the purpose of transfer of existing liquor license and entertainment. Location of property: 258 Exchange Street. Applicant: 258 Exchange Street, LLC, 258 Exchange Street.
- Motion made by Councilor Balakier to receive and refer to the Zoning, Planning, Building, and Health departments. Councilor Balakier stated will take up in committee. Motion to refer passed by a unanimous roll call vote.

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An application for an Extension of a Special Permit under Section 275-9.L.3 of the Municipal Zoning Ordinance for the purpose of Extension of special permit. Location of property: Shawinigan Drive. Name of applicant: Patriot Holdings, LLC, 4007 Dean Martin Drive, Las Vegas, NN 89103.

--Motion made by Councilor Balakier to receive and refer to the Zoning, Planning, Building, and Health departments. Councilor Balakier stated will take up in committee. Motion to refer passed by a unanimous roll call vote.

ATTEST:

A handwritten signature in black ink, appearing to read "Keith W. Rattell", written in a cursive style.

Keith W. Rattell  
City Clerk